

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--|--------------|--------------------------|
| In re Application of: |) | |
| Makower et al. |) | Art Unit: TBD |
| |) | |
| Application No.: To Be Determined |) | Examiner: TBD |
| |) | |
| Filed: August 29, 2003, Herewith |) | |
| |) | |
| For: Method and Apparatus for |) | |
| <u>Blocking Flow Through Blood Vessels</u> |) | |

INFORMATION DISCLOSURE STATEMENT

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

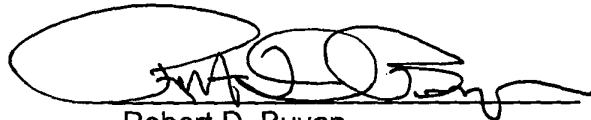
Dear Sir:

Pursuant to 37 C.F.R Section 1.56, Applicants wish to call the attention of the Examiner to the references that are listed on the attached PTO forms 1449. No copies of the references are being provided per 37 C.F.R. 1.98(d), since all of the references were cited by or submitted to the Office in parent application Serial No. 09/117,516.

No representation is made that the references disclosed herein legally constitute prior art, or that more relevant references are not available. The disclosed references are printed in the English language and/or accompanied by an Abstract published in the English language.

The disclosed references, when taken alone or in combination, are not believed to disclose nor make obvious the invention as claimed in the subject application.

Respectfully submitted,



Robert D. Buyan
Registration No. 32,460
STOUT, UXA, BUYAN & MULLINS, LLP
4 Venture, Suite 300
Irvine, CA 92618

Dated: August 29, 2003

| | | | |
|-----------------------------------|---------------------------------------|--|-------------|
| Notice of References Cited | Application/Control No. 09/117,516 | Applicant(s)/Patent Under Reexamination MAKOWER ET AL. | |
| | Examiner Kevin T. Truong | Art Unit 3731 | Page 1 of 1 |

U.S. PATENT DOCUMENTS

| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Name | Classification |
|---|--|-----------------|-------------------|----------------|
| A | US-5,693,067 | 12-1997 | Purdy, Phillip D. | 606/200 |
| B | US-5,800,457 | 09-1998 | Gelbfish, Gary A. | 606/200 |
| C | US- | | | |
| D | US- | | | |
| E | US- | | | |
| F | US- | | | |
| G | US- | | | |
| H | US- | | | |
| I | US- | | | |
| J | US- | | | |
| K | US- | | | |
| L | US- | | | |
| M | US- | | | |

FOREIGN PATENT DOCUMENTS

| * | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Country | Name | Classification |
|---|--|-----------------|---------|------|----------------|
| N | | | | | |
| O | | | | | |
| P | | | | | |
| Q | | | | | |
| R | | | | | |
| S | | | | | |
| T | | | | | |

NON-PATENT DOCUMENTS

| * | Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages) |
|---|---|
| U | |
| V | |
| W | |
| X | |

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
 Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

11

| | | | |
|-----------------------------------|--------------------------------------|---------------------------------------|-------------|
| Notice of References Cited | Application No. 09/117,516 | Applicant(s) Makower et al. | |
| | Examiner William Lewis | Group Art Unit .3731 | Page 1 of 1 |

U.S. PATENT DOCUMENTS

| | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS |
|---|--------------|---------|------------------|-------|----------|
| A | 3,952,747 | 4-1976 | Kimmell, Jr. | 606 | 200 |
| B | 4,085,757 | 4-1978 | Pevsner | 606 | 195 |
| C | 5,375,612 | 12-1994 | Cotteneau et al. | 606 | 200 |
| D | | | | ---- | ---- |
| E | | | | ---- | ---- |
| F | | | | | |
| G | | | | | |
| H | | | | | |
| I | | | | | |
| J | | | | | |
| K | | | | | |
| L | | | | | |
| M | | | | | |

FOREIGN PATENT DOCUMENTS

| | DOCUMENT NO. | DATE | COUNTRY | NAME | CLASS | SUBCLASS |
|---|--------------|------|---------|------|-------|----------|
| N | | | | | | |
| O | | | | | | |
| P | | | | | | |
| Q | | | | | | |
| R | | | | | | |
| S | | | | | | |
| T | | | | | | |

NON-PATENT DOCUMENTS

| | DOCUMENT (Including Author, Title, Source, and Pertinent Pages) | DATE |
|---|---|------|
| U | | |
| V | | |
| W | | |
| X | | |

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S
INFORMATION DISCLOSURE STATEMENTAPPLICANT:
Joshua Makower et al.FILING DATE:
July 29, 1998

GROUP:

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SL 3 CLASS | FILING DATE |
|------------------|-----------------|----------|-------------------|-------|------------|-------------|
| AA | 4282875 | 8/11/81 | Serbinenko et al. | 128 | 325 | 1/24/79 |
| AB | 4364392 | 12/21/82 | Strother et al. | 128 | 325 | 12/4/80 |
| AC | 4402319 | 9/6/83 | Handa et al. | 128 | 325 | 12/30/81 |
| AD | 4452785 | 6/5/84 | Malette et al. | 424 | 180 | 8/12/83 |
| AE | 4551132 | 11/5/85 | Pasztor et al. | 604 | 52 | 12/1/82 |
| AF | 4580568 | 4/8/86 | Gianturco | 128 | 345 | 10/1/84 |
| AG | 4665918 | 5/19/87 | Garza et al. | 128 | 343 | 1/6/86 |
| AH | 4705517 | 11/10/87 | DiPisa, Jr. | 623 | 12 | 9/3/85 |
| AI | 4710192 | 12/1/87 | Liotta et al. | 623 | 1 | 10/17/86 |
| AJ | 5035706 | 7/30/91 | Giantureo et al. | 606 | 198 | 10/17/89 |
| AK | 5104404 | 4/14/92 | Wolff | 623 | 1 | 6/20/91 |
| AL | 5152770 | 10/6/92 | Bengmark et al. | 606 | 157 | 3/22/91 |
| AM | 5167624 | 12/1/92 | Butler et al. | 604 | 60 | 11/9/90 |
| AN | 5188616 | 2/23/93 | Nadal | 604 | 218 | 10/16/91 |
| AO | 5282824 | 2/1/94 | Gianturco | 606 | 198 | 2/1/94 |
| AP | 5314472 | 5/24/94 | Fontaine | 623 | 12 | 10/1/91 |
| AQ | 5342394 | 2/30/94 | Matsuno et al. | 606 | 212 | 11/20/92 |
| AR | 5354295 | 10/11/94 | Guglielmi et al. | 606 | 32 | 2/24/92 |
| AS | 5375612 | 12/27/94 | Cotenceau et al. | 128 | 899 | |
| AT | 5382261 | 1/17/95 | Palmaz | 606 | 158 | 9/1/92 |
| AU | 5456693 | 10/10/95 | Conston et al. | 606 | 192 | 8/25/94 |
| AV | 5486193 | 1/23/96 | Bourne et al. | 606 | 194 | 5/1/95 |
| AW | 5499995 | 3/19/96 | Teirstein | 606 | 192 | 5/25/94 |
| AX | 5549635 | 8/27/96 | Solar | 606 | 198 | 4/3/95 |

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S
INFORMATION DISCLOSURE STATEMENTAPPLICANT:
Joshua Makower et al.FILING DATE:
July 29, 1998

GROUP:

(Use several sheets if necessary)

| | | | | | | | |
|--|---------|---------|----------|------------------|-----|-----|----------|
| | AY | 5562698 | 10/8/96 | Parker | 606 | 200 | 11/8/94 |
| | AZ | 5575816 | 11/19/96 | Rudnick et al. | 623 | 1 | 8/12/94 |
| | AAA | 5578074 | 11/26/96 | Mirigian | 623 | 1 | 12/22/94 |
| | AAB | 5601595 | 2/11/97 | Smith | 606 | 200 | 10/25/94 |
| | AAC | 5601600 | 2/11/97 | Ton | 606 | 206 | 9/8/95 |
| | AAD | 5624461 | 4/29/97 | Mariant | 606 | 191 | 6/6/95 |
| | AAE | 5643254 | 7/1/97 | Scheldrup et al. | 606 | 32 | 11/21/95 |
| | AAF | 5643257 | 7/1/97 | Cohen et al. | 606 | 48 | 3/28/95 |
| | AAG | 5645558 | 7/8/97 | Horton | 606 | 191 | 4/20/95 |
| | AAH | 5669931 | 9/23/97 | Kupiecki et al. | 606 | 191 | 4/2/96 |
| | AAI | 5690671 | 11/25/97 | McGurk et al. | 606 | 200 | 12/13/94 |
| | AAJ | 5702361 | 12/30/97 | Evans et al. | 604 | 53 | 1/31/96 |
| | AAK | 5702418 | 12/30/97 | Ravenscroft | 606 | 198 | 9/12/95 |
| | AAL | 5702421 | 12/30/97 | Schneidt | 606 | 213 | 1/11/96 |
| | AAM | 5725552 | 3/10/98 | Kotula et al. | 606 | 213 | 5/14/96 |
| | AAN | 5733294 | 3/31/98 | Forber et al. | 606 | 151 | 2/28/96 |
| | AAO | 5733325 | 3/31/98 | Robinson et al. | 623 | 1 | 5/6/96 |
| | AAP | 5733329 | 3/31/98 | Wallace et al. | 623 | 1 | 12/30/96 |
| | AAQ | 5746766 | 5/5/98 | Edoga | 606 | 198 | 4/2/97 |
| | AAR | 5755773 | 5/26/98 | Evans et al. | 623 | 1 | 6/4/96 |
| | AAS | 5755779 | 5/26/98 | Horiguchi | 623 | 1 | 11/5/96 |
| | AAT | 5766246 | 6/16/98 | Mulhauser et al. | 623 | 11 | 1/7/94 |
| | AAU | 5800454 | 9/1/98 | Jacobsen et al. | 606 | 191 | 3/17/97 |
| | AAV | 5800525 | 9/1/98 | Bachinski et al. | 623 | 1 | 6/4/97 |
| | AA W | 5827268 | 10/27/98 | Laufer | 606 | 28 | 10/30/96 |

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant

| | | |
|--|--|---------------------------------|
| FORM PTO-1449 LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | ATTY. DOCUMENT NO. 016A | SERIAL NO. 09/117,516 |
| | APPLICANT: Joshua Makower et al. | |
| | FILING DATE: July 29, 1998 | GROUP: |

| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|-----|-----------------|----------|---------|------------------------|---------------|-------------|----|
| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB CLASS | TRANSLATION | |
| | | | | | | | YES | NO |
| | AAX | 9412106 | 6/9/94 | WO | A61B 17/11 | | | |
| | AAY | 9527448 | 10/19/95 | WO | A61F 2/01 2/04 | A61B 17/12 | | |
| | AAZ | 9600034 | 1/4/96 | WO | A61B 17/00 | | | |
| | ABA | 9600035 | 1/4/96 | WO | A61B 17/00 | | | |
| | ABB | 9601591 | 1/25/96 | WO | A61B 17/22 17/12 | | | |
| | ABC | 9612449 | 5/2/96 | WO | A61F 2/04 | A61M 29/02 | | |
| | ABD | 9612450 | 5/2/96 | WO | A61F 2/06 | A61M 29/02 | | |
| | ABE | 9622736 | 8/1/96 | WO | A61B 17/12 | | | |
| | ABF | 9636282 | 11/21/96 | WO | A61B 17/00 | A61M 5/01 | | |
| | ABG | 9818393 | 5/7/98 | WO | A61B 17/36 | | | |
| | ABH | 9823322 | 6/4/98 | WO | A61M 29/00 | | | |
| | ABI | 9847430 | 10/29/98 | WO | A61B 17/00 | | | |
| | ABJ | 556564 | 1/15/93 | EP | A61B 17/00 | A61B 17/12 | | |
| | ABK | 609386 | 8/10/94 | EP | A61B 17/12 | | | |
| | ABL | 707830 | 10/16/95 | EP | A61B 17/12 | | | |
| | ABM | 739605 | 4/26/96 | EP | A61B 17/12 | | | |
| | ABN | 739606 | 4/26/96 | EP | A61B 17/12 | A61B 17/00 | | |
| | ABO | 739608 | 4/26/96 | EP | A61B 17/12 | A61B 17/00 | | |
| | ABP | 820726 | 7/23/97 | EP | A61B 17/12 | A61F 2/06 | | |
| | ABQ | 9-154863 | 6/17/97 | JP | A61F 2/06 | A61F 2/06 | YES | |

| | |
|--|-------------------------|
| EXAMINER: | DATE CONSIDERED: |
| EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant | |

| | | |
|--|--|---------------------------------|
| FORM PTO-1449 LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | ATTY. DOC. T NO. 016A | SERIAL NO. 09/117,516 |
| | APPLICANT: Joshua Makower et al. | |
| | FILING DATE: July 29, 1998 | GROUP: |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.) | | |
|--|-----|--|
| | ABR | Noriyuki Kato, Charles Semba, Michael Dake; Use of a self-expanding vascular occluder for embolization during endovascular aortic aneurysm repair; January - February 1997;27-33pp |
| | ABS | Michael Marin, Frank Veith; Endovascular repair of iliac artery and other peripheral aneurysms; 1997;194-7 & 158-9 |
| | | |
| | | |
| | | |

| | |
|---|-------------------------|
| EXAMINER: | DATE CONSIDERED: |
| EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant | |